

# EXHIBIT I

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Municipality of Anchorage  
Anchorage Police Department  
Walt Monegan  
Officers Voss and Henikman

**IN THE UNITED STATES DISTRICT COURT**

**FOR THE DISTRICT OF ALASKA**

CAROLYN MITCHELL,

Plaintiff,

vs.

ANCHORAGE POLICE DEPARTMENT and  
the MUNICIPALITY OF ANCHORAGE, a  
municipal corporation, WALTER MONEGAN,  
Officer HENIKMAN, and Officer J. VOSS,

Defendants.

Case No. 3:05-cv-00273-JWS

**MONEGAN'S RESPONSES**  
**TO PLAINTIFF'S INTERROGATORIES AND REQUESTS FOR PRODUCTION**

Defendant Walt Monegan responds to plaintiff's interrogatories and request for production dated October 2, 2006, as follows:

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**MUNICIPALITY  
OF  
ANCHORAGE**

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**INTERROGATORY NO. 1:** Concerning the period of time between January 1, 2003 and January 1, 2005, identify the person responsible for establishing the rules, policies, procedures, or customs and practices, used by the Anchorage Police Department to govern police conduct concerning making arrests?

**ANSWER:**

Objection, relevance, overbroad, assumes facts not in evidence, foundation; the question assumes an arrest occurred. Only a detention occurred. Notwithstanding objections, during my tenure as Chief, from 2001-2006, I was responsible. From time to time, procedures are revised. Some procedures in effect on May 8, 2004, were established by prior Chiefs.

**INTERROGATORY NO. 2:** Concerning the period of time between January 1, 2003 and January 1, 2005, identify the rules, policies, procedures, or customs and practices, that explained how a police officer working for the Anchorage Police Department is to execute a warrantless arrest?

**ANSWER:**

Objection, relevance, overbroad, assumes facts not in evidence, foundation; the question assumes an arrest occurred. Only a detention occurred.

**INTERROGATORY NO. 3:** Concerning the period of time between January 1, 2003 and January 1, 2005, identify the rules, policies, procedures, or customs and practices,

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Monegan's Responses to Plaintiff's ROG's & RFP's  
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that police officers working for the Anchorage Police Department are to rely on to determine whether probable cause exists for making a warrantless arrest?

**ANSWER:**

Objection, relevance, overbroad, assumes facts not in evidence, foundation; the question assumes an arrest occurred; the question assumes the department is the source of this principle. Only a detention occurred.

**INTERROGATORY NO. 4:** Concerning the period of time between January 1, 2003 and January 1, 2005, identify the rules, policies, procedures, or customs and practices, that police officers working for the Anchorage Police Department are to rely on when deciding when, and under what circumstances, a police officer is permitted to handcuff a person who is not identified in a valid arrest warrant?

**ANSWER:**

Objection, relevance, overbroad; the question assumes the department is the source of this principle; no single item is directly responsive to this question. Notwithstanding objections, responsive items may include, but are not necessarily limited to, the following. *Operational Procedures 3.07.020, In Custody Transports*, addresses restraint during custody, with and without arrest, focusing on transport; portions of this procedure may be pertinent to restraint without transport. *Operational Procedures 3.07.005, Response to Resistance*, does not state when to handcuff, but portions of this procedure

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